## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO WESTERN DIVISION

Derrick Sweeting,

Plaintiff(s),

Case Number: 1:20cv290

VS.

Judge Susan J. Dlott

Warden Richard Erdos, et al.,

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Defendant(s).

## ORDER

This matter is before the Court pursuant to the Order of General Reference in the United States District Court for the Southern District of Ohio Western Division to United States Magistrate Judge Karen L. Litkovitz. Pursuant to such reference, the Magistrate Judge reviewed the pleadings and filed with this Court on April 23, 2020 a Report and Recommendation (Doc. 5). Subsequently, the plaintiff filed objections to such Report and Recommendation (Doc. 9).

The Court has reviewed the comprehensive findings of the Magistrate Judge and considered de novo all of the filings in this matter. Upon consideration of the foregoing, the Court does determine that such Recommendation should be adopted.

Accordingly, the complaint is DISMISSED with prejudice pursuant to 28 U.S.C §§1915 (e)(2)(B) and 1915A(b)(1), with the exception of plaintiff's excessive force claims against defendant Wes.

IT IS SO ORDERED.

Judge Susan J. Dlot

United States District Court